

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ROYAL PARK INVESTMENTS SA/NV,	:
Individually and on Behalf of All Others	:
Similarly Situated,	:
	:
Plaintiff,	:
v.	:
	:
U.S. BANK NATIONAL ASSOCIATION,	:
as Trustee,	:
	:
Defendant.	:
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Civil Action No. 14-cv-02590-VM-JCF

**NOTICE OF MOTION AND MOTION FOR SANCTIONS AGAINST PLAINTIFF  
ROYAL PARK INVESTMENTS SA/NV**

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**PLEASE TAKE NOTICE** that Defendant U.S. Bank National Association (“U.S. Bank”), pursuant to Federal Rule of Civil Procedure 37 and this Court’s November 30, 2016 Order, moves for an Order granting sanctions against Plaintiff Royal Park Investments SA/NV (“Royal Park”), for Royal Park’s failure to comply with this Court’s March 30, 2016, April 19, 2016, and May 9, 2016 Orders. U.S. Bank requests that the Court enter an order:

- Finding that U.S. Bank has been and will be prejudiced by Royal Park’s failure to produce Assignor documents;
- Precluding Royal Park’s damage claims for purportedly assigned claims; and
- Precluding Royal Park from serving as class representative.

In support, U.S. Bank relies on the accompanying Memorandum of Law in Support of Motion for Sanctions Against Plaintiff Royal Park Investments SA/NV; the Declaration of Tera Heintz in Support of Motion for Sanctions Against Plaintiff Royal Park Investments SA/NV, and attached exhibits; U.S. Bank’s May 27, 2016 Motion for Sanctions Against Plaintiff Royal Park Investments SA/NV and supporting documents, as well as all other matters properly before the Court.

DATED: March 3, 2017

MORGAN, LEWIS & BOCKIUS, LLP

By: 

Tera M. Heintz

Attorneys for Defendant  
U.S. Bank National Association, As Trustee